

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-----------------------------------|---|--------------------------------------|
| In re U.S. Patent Application of: |) | <u>Group Art Unit: 2137</u> |
| |) | |
| Harald VATER <i>et al.</i> |) | <u>Examiner: Z. Davis</u> |
| |) | |
| Serial Number: 09/700,656 |) | <i>Attorney Docket: VATE3001/BEU</i> |
| |) | |
| Filed: February 14, 2001 |) | <u>Confirmation No.: 2137</u> |

For: Access-Controlled Data Storage Medium

REQUEST FOR RECONSIDERATION BASED ON NEW ISSUE AND EVIDENCE
(Submitted Concurrently with Request for Continued Examination (RCE))

Sir:

Reconsideration of the application is respectfully requested based on an argument which the Board of Appeals considered to be a “**new argument**” and therefore did not consider, as explained in the first complete paragraph on page 5 of the Decision on Request for Rehearing.

New evidence, in the form of a copy of provisional application Ser. No. 60/070,344, is attached hereto.

Remarks/Arguments begin on page 2 of this response.